MST

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.1021 OF 1980

M/s.Industrial Traders Plaintiffs
versus
The Ganesh Flour Mills Co. Ltd. Defendants

Mr.Amit Yadkikar i/by M/s.Desai & Diwanji for plaintiffs.

CORAM : A.M.KHANWILKAR, J.

DATE : 03rd September 2007

PC :

1. Counsel for the plaintiffs states that in spite of the best efforts no instructions are forthcoming from the plaintiffs. For that purpose advocate for the plaintiff wanted to rely on the affidavit of R.C.Patel, Court Clerk of advocate on record for the plaintiff. Suffice it to observe that if no instructions are given by the plaintiff and it appears that the defendant company is already wound up, the only course open is to dismiss the suit for non prosecution. Order accordingly.

(A.M.KHANWILKAR, J.)